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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 KENNETH JOHN LEULUAIALII,

11 Petitioner,

12 v.

13 STEVE SINCLAIR,

14 Respondent.  
15

Case No. 09-cv-0303-RSL

ORDER OF DISMISSAL

16 The Court, after careful consideration of Petitioner's 28 U.S.C. § 2254 petition for writ  
17 of habeas corpus, the Report and Recommendation of the Honorable James P. Donohue, the  
18 governing authorities and the balance of the record, does hereby find and ORDER:

19 (1) The Court adopts the Report and Recommendation.

20 (2) The habeas petition is DENIED and this case is DISMISSED with prejudice.

21 (3) Petitioner's motion to produce the entire state court record, Dkt. No. 25, is  
22 DENIED.

23 (4) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the  
24 United States District Courts, a certificate of appealability is DENIED with respect to all 13  
25 grounds asserted by Petitioner in his habeas petition.  
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(5) The Clerk is directed to send copies of this Order to Petitioner, counsel for Respondent and Judge Donohue.

DATED this 8th day of March, 2010.

Robert S. Lasnik  
Robert S. Lasnik  
United States District Judge